

MARGARET A. MCLETTCHIE, Nevada Bar No. 10931
LEO S. WOLPERT, Nevada Bar No. 12658
MCLETTCHIE LAW
701 East Bridger Ave., Suite 520
Las Vegas, Nevada 89101
Telephone: (702) 728-5300
Fax: (702) 425-8220
Email: maggie@nvlitigation.com
Attorneys for Plaintiff James M. Reese

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

JAMES M. REESE, an individual,
Plaintiff,
vs.

Case. No.: 2:19-cv-00512-RFB-BNW

GREGORY BRYAN, in his individual
capacity; ROMEO ARANAS, in his
individual capacity; DOES I – X,
Defendants.

**STIPULATION AND ORDER TO
EXTEND DISCOVERY DEADLINES
(FIRST REQUEST) [ECF NO. 25]**

Plaintiff JAMES M. REESE (“Plaintiff”) and Defendants GREGORY BRYAN and ROMEO ARANAS (“Defendants”), by their respective counsel, in accordance with Rule 16(b)(4) of the Federal Rules of Civil Procedure and Rule 26-3 of the Local Rules of the United States District Court, District of Nevada, hereby submit this Stipulation and Order to Extend Discovery Deadlines (First Request) to request the Court to continue discovery and pretrial dates by sixty (60) days.

INTRODUCTION AND STATEMENT OF GOOD CAUSE

On February 6, 2020, the Court entered a Stipulation and Order for a Stay of Discovery (ECF No. 19). The parties stayed this matter until issues with potential preclusive effects on this matter are resolved by this Court in *In Re: HCV Prison Litigation*, Case No. 3:19-cv-00577-MMD-CLB. On October 29, 2020, the Court entered a Consent Decree in *In Re: HCV Prison Litigation*, Case No. 3:19-cv-00577-MMD-CLB (*see* ECF No. 80). Counsel conferred telephonically on February 19, 2021 regarding extending the deadlines in this matter.

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On March 16, 2021, the Court denied the parties' previous stipulation and ordered that the parties "submit another proposed DPSO" in which the parties "must explain why an additional four months of discovery is necessary, given that there were roughly three weeks left of discovery before the Court issued a discovery stay." (ECF No. 23.) An additional four months of discovery are necessary for multiple reasons. Mr. Reese was reincarcerated at High Desert State Prison, which has negatively impacted his ability to communicate with counsel. Moreover, in light of the COVID-19 pandemic, the Nevada Department of Corrections temporarily suspended in-person visitation for a portion of 2020, thereby precluding counsel from meeting with Mr. Reese to discuss discovery in this matter. Additionally, counsel for Mr. Reese have several competing deadlines in state and federal court matters. Moreover, additional time is needed to conduct discovery which is critical to the claims and defenses in this matter, including issuing discovery requests, conducting depositions, and obtaining an expert to assess the damages Mr. Reese has suffered as result of the denial of treatment for his chronic HCV.

STATUS OF DISCOVERY EFFORTS TO DATE

The following discovery has been completed to date before the discovery was stayed on February 6, 2020:

1. Defendants provided their Fed. R. Civ. P. 26.1 Production of Documents and Witness List on September 5, 2019.

2. Plaintiff provided his Fed. R. Civ. P. 26.1 Production of Documents and Witness List on September 5, 2019.

The following discovery has been completed to date after the Stipulated Amended Discovery Plan and Scheduling Order (ECF No. 25 was entered):

3. Plaintiff propounded his First Set of Interrogatories to Defendant Romeo Aranas on May 20, 2021.

4. Plaintiff propounded his First Set of Interrogatories to Defendant Gregory Bryan on May 20, 2021.

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5. Plaintiff propounded his First Set of Requests for Production of Documents to Defendant Romeo Aranas on May 20, 2021.

6. Plaintiff propounded his First Set of Requests for Production of Documents to Defendant Gregory Bryan on May 20, 2021.

7. Plaintiff propounded his First Set of Requests for Admission to Defendant Romeo Aranas on May 20, 2021.

8. Plaintiff propounded his First Set of Requests for Admission to Defendant Gregory Bryan on May 20, 2021.

9. Plaintiff propounded his Second Set of Interrogatories to Defendant Romeo Aranas on May 24, 2021.

10. Plaintiff propounded his Second Set of Interrogatories to Defendant Gregory Bryan on May 24, 2021

DISCOVERY REMAINING

The Parties agree that the following discovery must be completed:

1. The deposition of Plaintiff;
2. The depositions of Defendants;
3. The depositions of witnesses;
4. The deposition(s) of the Defendants' Person(s) Most Knowledgeable;
5. The deposition(s) of expert witness(es) designated by all Parties;
6. Additional written discovery; and
7. Additional records collection.

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PROPOSED SCHEDULE

Thus, the Parties now stipulate and agree to reopen discovery and extend the applicable deadlines as set forth in the table below.

Scheduled Event	Prior Deadlines	Proposed Deadlines
Initial Experts	June 9, 2021	August 9, 2021
Rebuttal Expert	July 9, 2021	September 8, 2021
Discovery Cut-Off	July 23, 2021	September 23, 2021
Dispositive Motions	August 23, 2021	October 25, 2021 (or at least thirty (30) days after the close of discovery)
Joint Pretrial Order	September 22, 2021	November 24, 2021 (or at least thirty (30) days after the decision of last Dispositive Motions or further order of the Court)

IT IS SO STIPULATED.

DATED this 24th day of May, 2021.

MCLETCHE LAW

/s/ Margaret A. McLetchie
Margaret A. McLetchie, NV Bar # 10931
Leo S. Wolpert, NV Bar # 12658
701 East Bridger Ave., Suite 520
Las Vegas, NV 89101
Attorneys for Plaintiff, James M. Reese

DATED this 24th day of May, 2021.

ATTORNEY GENERAL'S OFFICE

/s/ Katlyn M. Brady
Aaron D. Ford, Attorney General
Katlyn M. Brady, NV Bar # 14173
555 E. Washington Ave., Ste. 3900
Las Vegas, Nevada 89101
*Attorneys for Defendants, Gregory Bryan
and Romeo Aranas*

ORDER

IT IS SO ORDERED.

UNITED STATE MAGISTRATE JUDGE

DATED: May 27, 2021